

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

400A0723

## HOUSE BILL NO. 1180

Introduced by: Representatives Gabriel, Cutler, Duxbury, Haley, Jorgensen, and Volesky and  
Senators Thompson, Dunn (Jim), Flowers, Halverson, Olson, and Symens

1 FOR AN ACT ENTITLED, An Act to clarify taxing authority for political subdivisions.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. No county, city, or other governmental unit, including governmental units  
4 chartered under S.D. Const., Art. IX, § 2, unless otherwise specifically provided by statute, may,  
5 after March 1, 1996, enact or increase any tax, fee, or other charge of any kind if a similar tax,  
6 fee, or charge is currently levied, assessed, imposed, or collected by the State, its boards,  
7 commissions, authorities, agencies, or other entities.

8 Section 2. That § 9-12-19 be amended to read as follows:

9 9-12-18. The governing body of a municipality ~~governed by a home rule charter, including~~  
10 municipalities chartered under S.D. Const., Art. IX, § 2, may not impose any permit or  
11 inspection fee, beyond the actual cost of the inspection, on any property which is owned by a unit  
12 of government unless a higher fee is established through a joint powers agreement entered into  
13 pursuant to chapter 1-24.